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05-25-01, #1

TRANSMITTAL OF INFORMATION DISCLOSURE STATEMENT

In re application of:	PHIL DELURGIO, MICHAEL NEAL, KRISHNA VENKATRAMAN, ROB PARKIN, SUZANNE VALENTINE, HUA LEE
Serial No.:	09849621
Filed:	5/5/01
Atty Docket:	DT:0101
Title:	APPARATUS FOR MERCHANDISE PROMOTION OPTIMIZATION

Assistant Commissioner for Patents
Washington, D.C. 20231

Attached hereto is Form PTO-1449A/PTO listing documents believed relevant to the subject application. It is respectfully requested that the Examiner review the information disclosed herein in detail, independently evaluate each item carefully in the consideration of the pending claims and return an initialed copy of each form to the undersigned.

This disclosure statement should not be construed as a representation that a search has been made, that no other material information as defined in 37 C.F.R. § 1.56(a) exists, or as an admission that the information cited in the statement is, or is considered to be, material to patentability as defined in 37 CFR § 1.56(b) or is available as a reference under 35 U.S.C. § 102 *et seq.* Applicant reserves the right to swear behind or otherwise disprove the alleged "prior" nature of any art cited should the facts support and the situation warrant such an action.

It is believed that this disclosure complies with the requirements of 37 C.F.R. §§ 1.56, 1.97 and 1.98, and the Manual of Patent Examining Procedures § 609. If for some reason the examiner considers otherwise, it is respectfully requested that the undersigned be called so that any deficiencies can be remedied.

A copy of each document is enclosed. Some of the documents may have markings thereon. No significance is intended to be attached to the markings.

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Respectfully submitted,

RICHARD K. HUFFMAN

Registration No. 41,082
Customer Number 23669
1832 N. Cascade Ave.
Colorado Springs, CO 80907
719.475.7103
719.623.0141 fax
jim@huffmanlaw.net

Date: 5/21/01

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Substitute for form 1449A/PTO

INFORMATION DISCLOSURE STATEMENT BY APPLICANT

(use as many sheets as necessary)

Sheet	1	of	2
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Complete if Known

Application Number	09849621
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Filing Date	5/5/01
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First Named Inventor	PHIL DELURGIO
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Group Art Unit

Examiner Name

Attorney Docket Number	DT:0102
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U.S. PATENT DOCUMENTS

Examiner Initials	Cite No. ¹	U.S. Patent Document		Name of Patentee or Applicant of Cited Document	Date of Publication of Cited Document MM-DD-YYYY	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number	Kind Code ²			
	AA	5,063,506		BROCKWELL ET AL.	11-05-1991	ABSTRACT
	AB	5,117,354		LONG ET AL.	05-26-1992	ABSTRACT
	AC	5,249,120		FOLEY	09-28-1993	ABSTRACT
	AD	5,377,095		MAEDA ET AL.	12-27-1994	C1L39-C2L2
	AE	5,712,985		LEE ET AL.	01-27-1998	ABSTRACT
	AF	5,822,736		HARTMAN ET AL.	10-13-1998	ABSTRACT
	AG	5,873,069		REUHL ET AL.	02-16-1999	C3L58-C4L48
	AH	5,878,400		CARTER, III	03-02-1999	C3L21-C4L11
	AI	5,918,209		CAMPBELL ET AL.	06-29-1999	ABSTRACT
	AJ	5,987,425		HARTMAN ET AL.	11-16-1999	ABSTRACT, FIG. 5
	AK	6,009,407		GARG	12-28-1999	ABSTRACT
	AL	6,029,139		CUNNINGHAM ET AL	02-22-2000	ABSTRACT
	AM	6,032,123		JAMESON	02-29-2000	ABSTRACT
	AN	6,032,125		ANDO	02-29-2000	ABSTRACT, FIG. 3
	AO	6,078,893		OUIMET ET AL	06-20-2000	C4L40-C5L33
	AP	6,094,641		OUIMET ET AL.	06-25-2000	C4L25-C6L26
	AQ	6,125,355		BEKAERT ET AL.	09-26-2000	ABSTRACT

FOREIGN PATENT DOCUMENTS

[illegible]

**Examiner
Signature**

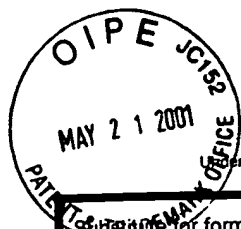
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*For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. *Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. *Applicant is to place a check mark here if English language Translation is attached.

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PTO/SB/08A (08-00)

Approved for use through 10/31/2002. OMB 0651-0031

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				Application Number	09849621
				Filing Date	5/5/01
				First Named Inventor	PHIL DELURGIO
				Group Art Unit	
				Examiner Name	
Sheet	2	of	2	Attorney Docket Number	DT:0102

OTHER PRIOR ART-NON PATENT LITERATURE DOCUMENTS			
Examiner Initials*	Cite No. ¹	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T ²
	BA [†]	ROSSI, DELURGIO, & KANTOR; "MAKING SENSE OF SCANNER DATA," <i>HARVARD BUSINESS REVIEW</i> , REPRINT F00205	
	BB [†]	BUCKLIN & GUPTA, "BRAND CHOICE, PURCHASE INCIDENCE, AND SEGMENTATION: AN INTEGRATED MODELING APPROACH," <i>JOURNAL OF MARKETING RESEARCH</i> , MAY 1992, PP. 201-215, VOL. XXIX	
	BC [†]	SMITH, MATHUR, & KOHN; "BAYESIAN SEMIPARAMETRIC REGRESSION: AN EXPOSITION AND APPLICATION TO PRINT ADVERTISING," JANUARY 3, 1997; AUSTRALIAN GRADUATE SCHOOL OF MANAGEMENT, UNIVERSITY OF NEW SOUTH WALES, SYDNET 2052, AUSTRALIA	
	BD [†]	BLATTBERG AND DEIGHTON, "MANAGE MARKETING BY THE CUSTOMER EQUITY," <i>HARVARD BUSINESS REVIEW</i> , JULY-AUGUST 1996, PP. 136-144	
	BE [†]	CHRISTEN, GUPTA, PORTER, STAEIN, & WITTINK; "USING MARKET-LEVEL DATA TO UNDERSTAND THE EFFECTIVENESS OF PROMOTIONAL ACTIVITIES," DECEMBER 22, 1995	
	BF [†]	LINK, "ARE AGGREGATE SCANNER DATA MODELS BIASED?," <i>JOURNAL OF ADVERTISING RESEARCH</i> , SEPTEMBER/OCTOBER 1995, PP. RC8-RC12, ARF	
	BG [†]	RUSSELL & KAMAKURA, "UNDERSTANDING BRAND COMPETITION USING MICRO AND MACRO SCANNER DATA," <i>JOURNAL OF MARKETING RESEARCH</i> , VOL. XXXI (MAY 1994), PP. 289-303	
	BH [†]	JONES, "THE DOUBLE JEOPARDY OF SALES PROMOTIONS," <i>HARVARD BUSINESS REVIEW</i> , SEPTEMBER-OCTOBER 1999, PP. 145-152	
	BI [†]	BUZZELL, QUELCH, & SALMON; "THE COSTLY BARGAIN OF TRADE PROMOTION," <i>HARVARD BUSINESS REVIEW</i> , REPRINT 90201, MARCH-APRIL 1990, PP. 1-9	
	BJ [†]	CURRY, DIVAKAR, MATHUR, & WHITEMAN; "BVAR AS A CATEGORY MANAGEMENT TOOL: AN ILLUSTRATION AND COMPARISON WITH ALTERNATIVE TECHNIQUES," <i>JOURNAL OF FORECASTING</i> , VOL. 14, ISS NO. 3 (1995), PP. 181-199	
	BK [†]	GURAL, "PRICE OPTIMIZATION SYSTEM," LETTER TO KANG LIM, ESQ., DTD 2/9/01, PATENTEC, REFERENCE NUMBER 7220	

Examiner Signature		Date Considered	
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*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

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